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BRISTOL-MYERS SQUIBB COMPANY

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

BEVERLY J. EZRA, an individual,
Plaintiff,

vs.

WEITZ & LUXENBERG, P.C., a New
York professional corporation, BRISTOL-
MYERS SQUIBB AND COMPANY, a
Delaware corporation; MEDICAL
ENGINEERING CORPORATION, a
Delaware corporation; and DOES and
ROES I through XX, inclusive,
Defendants.

Case No. 2:16-cv-00486-RFP-PAL

**STIPULATION AND ORDER TO
EXTEND TIME TO HOLD RULE 26(f)
CONFERENCE AND TO SUBMIT
DISCOVERY PLAN**

(FIRST REQUEST)

The parties, Defendant BRISTOL-MYERS SQUIBB (“BMS”), by and through its attorneys, EVANS FEARS & SCHUTTERT LLP, and Plaintiff BEVERLY J. EZRA, by and through her attorney, Alan S. Levin, Esq. of ALAN S. LEVIN, P.C., hereby stipulate and agree as follows:

1. On June 24, 2016, the Court issued an order granting defendants’ motion to stay discovery until disposition of all pending dispositive motions (ECF No. 37). Therein, the Court

1 ordered that within seven (7) days of an order addressing the last pending dispositive motion, the
2 remaining parties must hold a Rule 26(f) conference. *Id.* at 4:1-2. Further, the Court ordered that
3 within seven (7) days of the Rule 26(f) conference, the remaining parties must submit a discovery
4 plan in compliance with LR 26-1. *Id.* at 4:3-5.

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6 2. On July 2, 2018, the Court issued its Order granting Defendant Weitz &
7 Luxenberg's Motion to Dismiss (ECF No. 82). With this Order, there are no pending dispositive
8 motions to be addressed by the Court. Accordingly, the deadlines for the remaining parties to hold
9 the Rule 26(f) conference and submit the discovery plan are currently July 9, 2018 and July 16,
10 2018 respectively, pursuant to the Court's Order dated June 24, 2016 (ECF No. 37).

11 3. Counsel for Defendant BMS has prearranged international travel precluding the
12 parties from conducting the Rule 26(f) conference under the June 24 order's timeframe and,
13 therefore, the parties respectfully request an extension as follows:
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15 a. The deadline to hold the Rule 26(f) conference shall be extended by two-weeks, up
16 to and including July 23, 2018.

17 b. The deadline to submit a discovery plan in compliance with Rule 26-1 shall likewise
18 be extending by two-weeks, up to and including July 30, 2018.

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1 4. This is the parties first request to extend the Rule 26(f) conference and submission
2 of the discovery plan under the June 24 order.

3 Dated this __ day of June, 2018.

4 EVANS FEARS & SCHUTTERT LLP

5 /s/ David W. Gutke

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14 *Attorneys for Defendant*

15 *BRISTOL-MYERS SQUIBB COMPANY*

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/s/ Alan S. Levin

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Attorney for Plaintiff Beverly J. Ezra

16 **ORDER**

17 **IT IS SO ORDERED.**

18 
19 UNITED STATES DISTRICT COURT JUDGE/
20 UNITED STATES MAGISTRATE JUDGE

21 DATED: July 6, 2018

22 CASE NO.: 2:16-cv-00486-RFB-PAL